

FIRST CIRCUIT COURT
STATE OF HAWAII
FILED

Of Counsel:

ALSTON HUNT FLOYD & ING
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A Law Corporation

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Attorneys for Plaintiffs

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAI'I

SPORTS SHINKO (USA) CO., LTD., a Delaware corporation; SPORTS SHINKO (MILILANI) CO., LTD., a Hawai'i corporation; SPORTS SHINKO (KAUAI) CO., LTD., a Hawai'i corporation; SPORTS SHINKO (PUKALANI) CO., LTD., a Hawai'i corporation; and SPORTS SHINKO (WAIKIKI) CORPORATION, a Hawai'i corporation,)	CIVIL NO. 02-1-2766-11 (BIA) (Other Civil Action)
)	NOTICE OF PARTIAL DISMISSAL OF CLAIMS AGAINST DEFENDANTS RESORT MANAGEMENT SERVICES (HAWAII), INC. AND YASUO NISHIDA WITH PREJUDICE; CERTIFICATE OF SERVICE
Plaintiffs,)	
vs.)	
RESORT MANAGEMENT SERVICES (HAWAI'I), INC., a Hawai'i corporation; YASUO NISHIDA, SATOSHI KINOSHITA, TOSHIO KINOSHITA, TAKESHI KINOSHITA, TOSHIYA KINOSHITA, and TSUGIO FUKUDA, and DOE DEFENDANTS 1-25,)	
Defendants.)	Trial Date: June 6, 2005

**NOTICE OF PARTIAL DISMISSAL OF CLAIMS AGAINST
DEFENDANTS RESORT MANAGEMENT SERVICES (HAWAII), INC. AND
YASUO NISHIDA WITH PREJUDICE**

Pursuant to Rule 41(a)(1)(A) of the Hawai'i Rules of Civil Procedure, Plaintiffs SPORTS SHINKO (USA) CO., LTD., a Delaware corporation; SPORTS SHINKO (MILILANI) CO., LTD., a Hawai'i corporation; SPORTS SHINKO (KAUAI) CO., LTD., a Hawai'i corporation; SPORTS SHINKO (PUKALANI) CO., LTD., a Hawai'i corporation; and SPORTS SHINKO (WAIKIKI) CORPORATION, a Hawai'i corporation, acting by and through its undersigned attorneys, hereby **DISMISSES** with prejudice all of its claims against Defendants RESORT MANAGEMENT SERVICES (HAWAII), INC., a Hawai'i corporation and YASUO NISHIDA as set forth in First Amended Complaint to Set Aside Fraudulent Transfers, for Declaratory and Injunctive Relief and Damages, Filed January 7, 2003. No answer to the First Amended Complaint has been filed or served by said defendants. No other claims remain against said Defendants.

Per the terms of the settlement agreement on the record, the Court will retain jurisdiction to enforce the settlement agreement.

DATED: Honolulu, Hawai'i, December 30, 2004


PAUL ALSTON
GLENN T. MELCHINGER
Attorneys for Plaintiffs

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAI'I

SPORTS SHINKO (USA) CO., LTD., a) CIVIL NO. 02-1-2766-11 (BIA)
Delaware corporation; SPORTS) (Other Civil Action)
SHINKO (MILILANI) CO., LTD., a)
Hawai'i corporation; SPORTS SHINKO) **CERTIFICATE OF SERVICE**
(KAUAI) CO., LTD., a Hawai'i)
corporation; SPORTS SHINKO)
(PUKALANI) CO., LTD., a Hawai'i)
corporation; and SPORTS SHINKO)
(WAIKIKI) CORPORATION, LTD., a)
Hawai'i corporation,)
Plaintiffs,)
vs.)
RESORT MANAGEMENT SERVICES)
(HAWAI'I), INC., a Hawai'i)
corporation; YASUO NISHIDA,)
SATOSHI KINOSHITA, TOSHIO)
KINOSHITA, TAKESHI KINOSHITA,)
TOSHIYA KINOSHITA, and TSUGIO)
FUKUDA, and DOE DEFENDANTS 1-)
25,)
Defendants.)

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this date, I caused a true and correct copy of the foregoing to be served on the following by U.S. Mail, postage prepaid at the following addresses:

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DATED: Honolulu, Hawaii, December 30, 2004



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